

THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

W.P.No.16314 of 2005

Dated 26th day of July, 2005

Between:

Padala Ratnavathi,
W/o. Rama Krishna Reddy, 56 years,
Velagaleru, Penumantra Mandal,
West Godavari District. .. **Petitioner**

And

1. Revenue Divisional Officer,
Kovvur Revenue Division,
Kovvur, West Godavari District.
And another .. **Respondents**

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ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the

respondents in taking steps to dispossess the petitioner from the lands in an extent of Ac.0.07 cents in R.S.No.2/2 of Velagaleru village, Penumantra Mandal, West Godavari District, and an extent of Ac.0.42 cents in R.S.No.176/2 of Satyavaram village, Penumantra Mandal, pending appeal before the first respondent-Revenue Divisional Officer, Kovvur, against the orders of the second respondent-Mandal Revenue Officer, Penumantra Mandal dated 01-06-2005, as illegal and arbitrary and to set aside same directing not to dispossess the petitioner from the said land.

The case of the petitioner is that that she purchased an extent of Ac.0.07 cents in R.S.No.2/2 of Velagaleru village and an extent of Ac.0.42 cents in R.S.No.176/2 of Satyavaram village through the registered sale deed dated 08-08-1974 from one P. Tata Reddy and since then she has been in continuous possession and enjoyment of the same. It is her further case that the second respondent passed orders of resumption of land by invoking the provisions of Andhra Pradesh Assigned Lands (POT) Act, 1977 without considering her explanation. Aggrieved thereby, she preferred an appeal before the first respondent along with an application to stay the orders of second respondent. The officials of second respondent visited the land of the petitioner and insisted her to stop the agricultural operations even without waiting for the appeal time of 90 days. Contending that no orders have been passed so far by the first respondent, she filed the present writ petition.

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Revenue appearing on behalf of the respondents.

Inasmuch as the appeal filed by the petitioner is pending before the first respondent, without going into the merits of the case, I deem it appropriate to direct the first respondent to dispose of the appeal pending before him within a period of one week, from the date of receipt of a copy of this order and till such time, the respondents are directed not to dispossess the petitioner from the land in question.

With the above directions, the writ petition is disposed of at the stage of admission. No costs.

ELIPE DHARMA RAO, J

Date: 26th July, 2005

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